

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

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|--------------------------|---|---------------------------|
| UNITED STATES OF AMERICA | § | |
| | § | |
| V. | § | CASE NO.2:10-CR-21 TJW-CE |
| | § | |
| MOISES FIERROS-MEDEROS | § | |

**ORDER ADOPTING MAGISTRATE JUDGE’S REPORT AND
FINDING DEFENDANT GUILTY**

On this day, the court considered the Findings of Fact and Recommendation of United States Magistrate Judge Charles Everingham IV regarding Defendant’s plea of guilty and allocution to Count 1 of an indictment with a violation of 8 U.S.C. § 1326, alien unlawfully present in the United States after deportation. Having conducted a proceeding in the form and manner prescribed by Fed. R. Crim. P. 11, the Magistrate Judge recommends that the court accept the guilty plea of the Defendant. No objections were filed to the Findings of Fact and Recommendation. The court is of the opinion that the Findings of Fact and Recommendation should be accepted.

It is accordingly ORDERED that the Findings of Fact and Recommendation of the United States Magistrate Judge, filed November 8, 2010, are hereby ADOPTED.

It is further ORDERED that the court finds the Defendant GUILTY of Count 1 of the indictment in the above-numbered cause.

SIGNED this 1st day of December, 2010.

A handwritten signature in black ink, reading "T. John Ward". The signature is written in a cursive style with a large, stylized "T" and "W".

T. JOHN WARD

UNITED STATES DISTRICT JUDGE